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STATUTORY INSTRUMENTS

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**1976 No. 1213**

**Pharmacy (Northern Ireland) Order 1976**

**PART V**

**MISCELLANEOUS**

**The Directive: functions of competent authority, etc.**

**<sup>F1</sup>22A.** .....

**F1** Art. 22A omitted (31.12.2020) by virtue of [The European Qualifications \(Pharmacists\) \(Amendment etc.\) \(EU Exit\) Regulations \(Northern Ireland\) 2019 \(S.I. 2019/585\)](#), reg. 1(2), **Sch. para. 20** (with Sch. Pt. 3) (as amended by [S.I. 2020/1394](#), reg. 20(7)); 2020 c. 1, Sch. 5 para. 1(1)

**Dispensing, etc., in public institutions**

**23.** A person shall not be appointed to, or hold, the office of chemist, compounder or dispenser in any institution maintained at the cost of, or in receipt of aid from, public funds in Northern Ireland unless he is a registered pharmaceutical chemist or a fully registered person within the meaning of [<sup>F2</sup> section 55 of the Medical Act 1983].

**F2** 1983 c. 54

**Pharmacy Inspectors**

**24.—(1)** The Department may appoint one (or, subject to the approval of the Department of Finance, more than one) fit and proper person (being a registered pharmaceutical chemist) as a Pharmacy Inspector for the purposes of this Order (“the Pharmacy Inspector”).

(2) The Pharmacy Inspector shall discharge such duties as may be assigned to him by the Department, and the duties so assigned may include the duty of taking all reasonable steps to enforce the provisions of this Order.

(3) The Pharmacy Inspector, on producing his authority (if requested to do so), may, for the purposes of enforcing the provisions of this Order, at all reasonable times enter any registered pharmacy and make such examination and inquiry and do such other things as may be necessary for ascertaining whether the provisions of this Order are being complied with.

(4) If any person wilfully delays or obstructs the Pharmacy Inspector in the exercise of any powers under this Article, or fails without reasonable excuse to give any information which he is duly required under this Article to give, such person shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding [<sup>F3</sup> level 3 on the standard scale].

**F3** 1984 NI 3

**Changes to legislation:** *Pharmacy (Northern Ireland) Order 1976, PART V is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

## Fees

**25.**—(1) The fees paid to the registrar under section 75(1) of the Medicines Act on the entry of premises in the register required to be kept under that section, and the retention or other fees, or any other sums, paid to him under section 76 of that Act, shall be paid by him to the Department.

(2) Of the fees so paid to the Department, such portion, not less than one half, as may be determined by the Department, with the consent of the Department of Finance, shall be paid to the Society.

## [<sup>F4</sup>Regulations: procedure

**25A.**—(1) Regulations made under this Order shall be subject to negative resolution.

(2) Regulations made by the Council under this Order shall not come into operation unless and until they are approved by the Department.]

[<sup>F5</sup>(3) Before making regulations under section 72A of the Medicines Act 1968 the Council must publish draft regulations and invite representations to be made to it about the draft by—

- (a) the Department; and
- (b) any other persons appearing to it appropriate to consult about the draft.]

**F4** Art. 25A inserted (1.10.2012) by [The Pharmacy \(1976 Order\) \(Amendment\) Order \(Northern Ireland\) 2012 \(S.R. 2012/308\)](#), arts. 1(1), **9** (with Sch. 3)

**F5** Art. 25A(3) inserted (1.12.2022) by [The Pharmacy \(Responsible Pharmacists, Superintendent Pharmacists etc.\) Order 2022 \(S.I. 2022/849\)](#), art. 1(3), **Sch. 1 para. 9**; S.I. 2022/1023, art. 2

## Transitional provisions, amendments and repeals

**26.** Without prejudice to the operation of sections 28 and 29 of the Interpretation Act (Northern Ireland) 1954 (effect of repeal and substituting provisions)—

- (a) the transitional provisions contained in Schedule 4 shall have effect;
- Para.(b), with Schedule 5, effects amendments; para.(c), with Schedule 6, effects repeals*

**Changes to legislation:**

Pharmacy (Northern Ireland) Order 1976, PART V is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- Sch. 3 para. 8(1A)(1B) inserted by [S.I. 2016/372 art. 15\(3\)](#)
- Sch. 3 para. 8(10A) inserted by [S.I. 2016/372 art. 15\(10\)](#)
- art. 5A inserted by [S.I. 2016/372 art. 13](#)